

prior to the taking effect of this act, which may be recorded if accompanied by a sworn translation thereof."

House bill No. 109, a bill to be entitled "An act to amend article 1814, article 1815 and article 1816, of title XXXVII, of the Revised Civil Statutes of 1895 of the State of Texas, relating to the time and manner of making returns to the Secretary of State of elections for electors for President and Vice-President, and of estimating the same and of the meeting of the electors."

House bill No. 54, a bill to be entitled "An act to amend article, 338 of the Penal Code of the State of Texas, adopted A. D. 1895, so as to fix the penalty for unlawfully carrying arms, at a fine of not less than \$25 nor more than \$200."

House bill No. 268, a bill to be entitled "An act to create a more efficient road system for Travis county, in the State of Texas."

House bill No. 242, a bill to be entitled "An act to amend the charter of the city of Galveston, by adding thereto section 73c, in order to empower the said city of Galveston to grant rights of way to railroads and depot companies for tracks on Strand street or Avenue B, or any portion thereof west of Twenty-fifth street, and to confirm certain rights heretofore granted by the city council of the city of Galveston to the Gulf, Colorado and Santa Fe Railway Company to erect and maintain tracks on portions of said street and to occupy a portion of Twenty-sixth street for depot purposes."

On motion of Senator Lewis,

Senate bill No. 215, a bill to be entitled "An act to regulate the trial of civil actions for damages for libel, and the damages that may be allowed in such cases,"

Was made special order for Friday, March 5, and from day to day.

By unanimous consent,

Senator Neal sent up the following resolution:

Resolved, that whereas the Hon. J. C. Hutcheson of Houston, a member of Congress from the First Congressional District of Texas, is now in the city, that he be invited to a seat with the President of the Senate.

Unanimously adopted.

By unanimous consent,

Senator Atlee offered the following resolution:

Resolved, that we, as representatives of the people of Texas, recognize the patriotism and bravery of the fathers

of Texan independence, whose acts and deeds of heroism made possible the establishment of a government of the people and secured to us the heritage of freedom and free institutions which we enjoy to-day.

Unanimously adopted.

Senator Yantis moved that the Senate adjourn to 3 p. m.

Senator Kerr moved as a substitute that the Senate adjourn to 10 a. m. tomorrow in honor of the anniversary of Texan independence.

The motion prevailed, and the Senate adjourned to 10 a. m. to-morrow.

THIRTY-EIGHTH DAY.

Senate Chamber,

Austin, Tex., Wednesday, March 3.

Senate met pursuant to adjournment.

Lieutenant-Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Linn of Wharton.
Bailey.	Neal.
Beall.	Presler.
Bowser.	Rogers.
Burns.	Ross.
Colquitt.	Stafford.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Tillett.
Greer.	Wayland.
Kerr.	Yantis.
Lewis.	Yett.

Absent.

Boren.	Morriss.
Gough.	Turney.

Excused.

Harrison.	Woods.
Linn of Victoria.	

Prayer by the Chaplain, Rev. F. S. Jackson.

Pending the reading of the Journal of yesterday,

On motion of Senator Wayland, the same was dispensed with.

On motion of Senator Yantis,

Senator Gough was excused for non-attendance upon the Senate for Monday and Tuesday, on account of important business.

On motion of Senator Rogers,

Senator Morriss was excused for today, on account of sickness.

On motion of Senator Dibrell,

Senator Goss was excused for non-attendance from Thursday last to and

including Tuesday, March 2, on account of important business.

On motion of Senator Rogers,

Mr. O'Quinn, the Journal Clerk, was excused for Monday and Tuesday, on account of important business.

PETITIONS AND MEMORIALS.

By Senator Lewis:

Petition from citizens of Gillespie county asking for increase of school tax from 18 cents to 20 cents on the \$100 of property valuation.

Read and referred to Committee on Finance.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas March 2, 1897.

Hon. George T. Jester, President of the Senate.

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 205, a bill to be entitled "An act to regulate business signs and what they shall contain."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the following amendment:

By adding after the word "business" in line 9, of section 1, the following: "And not exempt by law."

And thus amended recommend that it do pass.

LEWIS, Chairman.

Committee Room,

Austin, Texas March 2, 1897.

Hon. George T. Jester, President of the Senate.

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 248, a bill to be entitled "An act to authorize and permit the Aransas Pass Harbor Company to purchase from the State of Texas Harbor Island, certain shoal waters and flats in front thereof and in Redfish Bay, on the gulf coast of Texas, in order to encourage the procuring and and maintenance of deep water at Aransas Pass."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

Committee Room,

Austin, Texas March 2, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 234, a bill to be enti-

tled "An act to amend articles 4786 and 4788 of title 97, chapter 7, of the Revised Civil Statutes of the State of Texas, relating to elections for road taxes."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

Committee Room,

Austin, Texas March 2, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 210, a bill to be entitled "An act to amend article 2472 of chapter 3, of title XLV of the Revised Civil Statutes of Texas adopted in 1895, relating to the fees to be charged by notaries public for their official acts."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

Committee Room,

Austin, Texas March 2, 1897.

Hon. George T. Jester, President of the Senate.

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 236, a bill to be entitled "An act to amend article 22, title 4, of the Revised Civil Statutes of the State of Texas (1895), so as to extend the terms of the district court in Orange and Jefferson counties,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

Committee Room.

Austin, Texas, March 3, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate joint resolution No. 7, amending article 8 of the Constitution of the State of Texas, by adding thereto section 20, providing for the organization of irrigation districts, and for the levying and collection of a tax for the construction of reservoirs, dams and canals,

And find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his approval.

ROGERS, Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. George T. Jester, President of
the Senate.

Your Committee on Engrossed Bills
have carefully examined and compared

Senate bill No. 249, a bill to be entitled "An act to amend sections 1, 6, 7, 105, 105a, 105b and 105c, of an act entitled an act to amend sections 38, 103, 105, 106 and 138 of an act entitled an act to incorporate the city of Fort Worth and to grant a charter to said city, approved March 20, 1889, and sections 6, 7, 29, 34, 88 and 102 of said act, as amended by the Twenty-second Legislature in 1891, and to add thereto sections 35a, 35b, 101a, 101b, 101c, 101d, 101e, 102a, 103a, 104a, 106a, 106b, and also 105a, 105b, 105c, in reference to the board of equalization, and providing for an appeal from said board to the district court, passed by the Legislature of the State of Texas in the year 1895, and to add to said act the following sections, to-wit: 105d, 105e, 105f, 105g, 105h, 105n, 105o and 105p, and to repeal all laws and parts of laws in conflict with this act,"

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

Hon. George T. Jester, President of
the Senate.

Your Committee on Engrossed Bills
have carefully examined and compared

Senate bill No. 100, a bill to be entitled "An act transferring to the available university fund the unexpended balance of the United States direct tax fund remaining in the State treasury on the third day of March, A. D. 1897, and appropriating the same to the construction and completion of buildings and in making other permanent improvements of and for the University of Texas."

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. George T. Jester, President of
the Senate.

Your Committee on Engrossed Bills
have carefully examined and compared

Senate bill No. 224, a bill to be entitled "An act to amend article 5175a, chapter 4, title CIV, of the Revised Civil Statutes of 1895, relating to the

collection of taxes due on property conveyed by deeds of assignment, trust deeds or other conveyance."

And find the same correctly engrossed.

DIBRELL, Acting Chairman.

BILLS AND RESOLUTIONS.

By Senator Bowser:

Senate bill No. 255, a bill to be entitled "An act to give cotton ginner a lien on the cotton ginned by them, and to prevent the fraudulent disposition of said cotton."

Read first time and referred to Committee on State Affairs.

By Senator Atlee:

Senate bill No. 256, a bill to be entitled "An act to amend article 785 of the Revised Civil Statutes of the State of Texas, providing for the organization or reorganization of unorganized or disorganized counties."

Read first time and referred to Judiciary Committee No. 1.

By Senator Tillett:

Senate bill No. 257, a bill to be entitled "An act to amend article 2053 of the Revised Civil Statutes of the State of Texas, relating to property to be set aside to the widow or children of deceased persons and to the validity of liens thereon."

Read first time and referred to Judiciary Committee No. 1.

By Senator Presler:

Senate bill No. 258, a bill to be entitled "An act to empower the State Board of Education to procure for use in the public free schools of this State a series of uniform text-books, defining the duties of certain officers therein named with reference thereto, making appropriation therefor, defining certain misdemeanors, providing penalties for the violation of the provisions of this act, and declaring an emergency."

Read first time and referred to Committee on Education.

Call concluded.

BILLS ON THIRD READING.

The Chair laid before the Senate, House bill No. 82, a bill to be entitled "An act to amend article 878 of title 17, chapter 9, of the Penal Code of the State of Texas, and to make the receiving or concealing of stolen property a criminal offense, and to provide appropriate penalties for said offense, and to repeal all laws and parts of laws in conflict with the provisions of this act."

Bill read third time, and

On motion of Senator Stafford, laid over until next Wednesday.

The Chair laid before the Senate,

House bill No. 13, "An act to validate certain illegal sales of public school, university and asylum lands, sold under section 22, chapter 99, of the acts of 1887, and the amendments thereto, sold as isolated and detached lands which were not in fact isolated and detached."

Bill read third time, and

On motion of Senator Rogers, further action was postponed until to-morrow.

The Chair laid before the Senate,

House bill No. 281, a bill to be entitled "An act to repeal article 2923, chapter 6, title 52, of the Revised Civil Statutes of the State of Texas."

Bill read third time, and

On motion of Senator Colquitt, laid on the table subject to call by the following vote:

Yeas—16.

Atlee.	Neal.
Burns.	Presler.
Colquitt.	Rogers.
Darwin.	Stone.
Dibrell.	Terrell.
Goss.	Wayland.
Gough.	Yantis.
Kerr.	Yett.

Nays—5.

Bowser.	Stafford.
Lewis.	Tillett.
Ross.	

Absent.

Bailey.	Greer.
Beall.	Linn of Wharton.
Boren.	Turney.

Excused.

Harrison.	Morriss.
Linn of Victoria.	Woods.

Senator Stafford called up House bill No. 281 (see above) and had same made special order for Wednesday, March 10, after call.

The Chair gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

Senate joint resolution No. 7, amending article 8 of the Constitution of the State of Texas, by adding thereto section 20, providing for the organization of irrigation districts, and for the levying and collection of a tax for the construction of reservoirs, dams and canals,

House bill No. 30, a bill to be entitled "An act to amend article 904 of title 10 of the Code of Criminal Procedure, relating to appeals and writs of

error, and to repeal all laws and parts of laws in conflict herewith."

House bill No. 254, a bill to be entitled "An act to amend sections 4 and 18 and 19 of an act entitled an act to incorporate the city of Waco, and to define its boundaries, approved on the 19th day of February, 1889."

HOUSE MESSAGES.

The following House messages were received:

House of Representatives,
Austin, Texas, March 3, 1897.

Hon. George T. Jester, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Senate bill No. 43, a bill to be entitled "An act to amend article 672 of title 8, chapter 3, of the Code of Criminal Procedure of the Revised Statutes of the State of Texas of 1895."

Senate bill No. 6, a bill to be entitled "An act to prescribe the time when suits for personal injuries, and for injuries resulting in death, shall be instituted; and to fix the period of limitation in such action."

Also, that the House refuses to concur in Senate amendments to House bill No. 65, and asks for a free conference committee. The following have been appointed on the part of the House on said committee: Messrs. Bailey, Meade, Turner, Love, Reubell.

Respectfully,

LEE J. ROUNTREE, Chief Clerk.

Hall House of Representatives,

Austin, Texas, March 3, 1897.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate of the passage of the following bill:

Senate bill No. 36, a bill to be entitled "An act to amend article 723 of the Code of Criminal Procedure of the State of Texas, relating to the reversal of cases by the Court of Criminal Appeals."

Also,

Senate concurrent resolution No. 15, thanking Hon. Swante Palm for his munificent donation to the University of Texas.

Also,

Senate concurrent resolution No. 10, for appointing a joint committee to examine the Torrens land system of registration.

Committee on part of the House:

Messrs. Tracey, Field of Grayson,
Strother, Drew and Skillern.

Respectfully,

LEE J. ROUNTREE, Chief Clerk.

BILLS ON SECOND READING.

The Chair laid before the Senate,
House bill No. 107, a bill to be entitled "An act to define cold storage in local option counties, precincts, cities, towns or subdivisions, and affix penalties for keeping same."

Bill read second time, and

On motion of Senator Ross, made special order for to-morrow, after call, by the following vote:

Yeas—18.

Atlee.	Presler.
Bowser.	Ross.
Burns.	Stafford.
Colquitt.	Stone.
Darwin.	Terrell.
Goss.	Tillett.
Gough.	Wayland.
Kerr.	Yantis.
Neal.	Yett.

Nays—3.

Bailey.	Lewis.
Dibrell.	
Beall.	Linn of Wharton.
Boren.	Rogers.
Greer.	Turney.

Excused.

Harrison.	Morriss.
Linn of Victoria.	Woods.

PENDING BUSINESS.

The Chair laid before the Senate, on second reading,

Senate bill No. 83, a bill to be entitled "An act to regulate the compensation of certain State, district and county officers in this State, and to repeal all laws and parts of laws in conflict therewith,"

Action being on the following amendment and substitute therefor:

By Senator Beall:

Amend section 9 of the bill by inserting after the word "officials," in line 27, the following: "in excess of the maximum amounts herein allowed."

By Senator Greer:

Substitute for the amendment the following: Add after the words "county officials," occurring in Senator Wayland's amendment adopted February 27, 1897, the following words: "in excess of the maximum when in their judgment such compensation is necessary, provided such compensation for ex officio services shall not exceed the amounts now allowed under the law for similar services."

Senator Tillett moved to suspend the regular order of business to take up

Senate bill No. 182, a bill to be entitled "An act to provide an additional method of preparing transcripts of the record in civil cases, on appeal or writ of error, and to have the same printed, and prescribing the method of preparing and printing the same, and prescribing the costs and fees to be charged and collected therefor."

Lost by the following vote:

Yeas—11.

Bailey.	Presler.
Bowser.	Rogers.
Burns.	Stone.
Darwin.	Tillett.
Dibrell.	Yett.
Lewis.	

Nays—10.

Atlee.	Neal.
Colquitt.	Ross.
Goss.	Terrell.
Gough.	Wayland.
Kerr.	Yantis.

Absent.

Beall.	Linn of Wharton.
Boren.	Stafford.
Greer.	Turney.

Excused.

Harrison.	Morriss.
Linn of Victoria.	Woods.

(Senator Ross in the chair.)

The amendment (Greer's) was adopted.

By Senator Yantis:

Amend by adding after the word "sheriff," in line 23, page 1, "tax collector, \$2000;" after the word "sheriff," in page 2, line 4, "tax collector, \$2500;" and after the word "sheriff," on page 2, line 18, "tax collector, \$2500."

Adopted.

By Senator Yantis:

Amend by adding after the word "sheriff," on page 1, line 23, the following, "justice of the peace, \$1000; constable, \$1000;" and after the word "sheriff," on page 2, line 4, the following: "justice of the peace, \$1100; constable, \$1100;" and after the word "sheriff," on page 2, line 18, the following: "justice of the peace, \$1200; constable, \$1200."

By Senator Bailey:

Substitute the amendment by striking out "\$1000," "\$1100," and "\$1200," wherever they occur, and insert in lieu thereof "\$1200," "\$1500," and "\$2000," respectively.

Lost by the following vote:

	Yeas—9.
Bailey.	Lewis.
Bowser.	Rogers.
Burns.	Stone.
Dibrell.	Wayland.
Kerr.	
	Nays—14.
Atlee.	Presler.
Colquitt.	Ross.
Darwin.	Stafford.
Goss.	Terrell.
Gough.	Tillett.
Greer.	Yantis.
Neal.	Yett.
	Absent.
Beall.	Linn of Wharton.
Boren.	Turney.
	Excused.
Harrison.	Morriss.
Linn of Victoria.	Woods.
By Senator Bowser:	
Strike out "eleven" and "twelve"	
wherever they appear, and insert	
"twelve" and "fifteen."	
Adopted by the following vote:	
	Yeas—16.
Bailey.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Dibrell.	Ross.
Goss.	Stone.
Greer.	Tillett.
Kerr.	Wayland.
Lewis.	Yett.
	Nays—6.
Atlee.	Stafford.
Colquitt.	Terrell.
Darwin.	Yantis.
	Absent.
Beall.	Linn of Wharton.
Boren.	Turney.
Gough.	
	Excused.
Harrison.	Morriss.
Linn of Victoria.	Woods.
Senator Bailey moved to reconsider	
the vote by which the substitute was	
adopted, and to lay that motion on the	
table.	
Tabled by the following vote:	
	Yeas—14.
Bailey.	Lewis.
Bowser.	Neal.
Burns.	Presler.
Dibrell.	Rogers.
Goss.	Ross.
Greer.	Stone.
Kerr.	Wayland.
	Nays—9.
Atlee.	Gough.
Colquitt.	Stafford.
Darwin.	Terrell.

Tillett.	Yett.
Yantis.	
	Absent.
Beall.	Linn of Wharton.
Boren.	Turney.
	Excused.
Harrison.	Morriss.
Linn of Victoria.	Woods.
The amendment as substituted was	
adopted.	
By Senator Dibrell:	
Amend by adding to section 9 of the	
bill the following: "Provided, the fees	
allowed by law to sheriffs, district and	
county clerks and county attorneys in	
suits to collect taxes shall be in addi-	
tion to the maximum salaries fixed by	
this act."	
Adopted by the following vote:	
	Yeas—19.
Atlee.	Presler.
Bailey.	Rogers.
Bowser.	Ross.
Burns.	Stafford.
Colquitt.	Stone.
Dibrell.	Terrell.
Goss.	Wayland.
Kerr.	Yantis.
Lewis.	Yett.
Neal.	
	Nays—5.
Darwin.	Greer.
Gough.	Tillett.
	Absent.
Beall.	Linn of Wharton.
Boren.	Turney.
	Excused.
Harrison.	Morriss.
Linn of Victoria.	Woods.
By Senator Wayland:	
Amend by adding the following, to	
be section 12:	
"Sec. 12. The fact that the session of	
Legislature is fast drawing to a close,	
and the importance of this bill and the	
very crowded condition of the calen-	
dar creates an emergency and public	
necessity that the constitutional rule	
requiring bills to be read on three sev-	
eral days in each House be suspended,	
and that this bill be placed upon its	
third reading and final passage."	
Adopted by the following vote:	
	Yeas—16.
Atlee.	Neal.
Bailey.	Rogers.
Burns.	Stafford.
Colquitt.	Stone.
Dibrell.	Terrell.
Goss.	Wayland.
Greer.	Yantis.
Kerr.	Yett.

Nays—7.

Bowser.	Presler.
Darwin.	Ross.
Gough.	Tillett.
Lewis.	

Absent.

Beall.	Linn of Wharton.
Boren.	Turney.

Excused.

Harrison.	Morriss.
Linn of Victoria.	Woods.

(Lieutenant Governor Jester in the chair.)

Senator Bowser entered a motion to reconsider the vote by which the amendment (Dibrell's) was adopted, and had same spread on the Journal.

Senator Colquitt called up the motion to reconsider, and moved to table same.

Tabled by the following vote:

Yeas—13.

Atlee.	Stafford.
Colquitt.	Stone.
Dibrell.	Terrell.
Kerr.	Wayland.
Lewis.	Yantis.
Presler.	Yett.
Ross.	

Nays—10.

Bailey.	Gough.
Bowser.	Greer.
Burns.	Neal.
Darwin.	Rogers.
Goss.	Tillett.

Absent.

Beall.	Linn of Wharton.
Boren.	Turney.

Excused.

Harrison.	Morriss.
Linn of Victoria.	Woods.

By Senator Goss:

Amend on page 2, lines 19 and 20, of printed bill, by adding after the word "paid" the words "one-half," and by adding after the word "counties" the words "and one-half into the State treasury."

Pending action,

Senator Stafford offered the following:

Whereas, the Hon. L. S. Ross, an honored ex-Governor of our State, and now a distinguished and worthy citizen of the State, is in this city; therefore be it

Resolved, that he be invited to a seat by the President.

On motion of Senator Dibrell, the resolution was unanimously adopted, and the Chair appointed Senators Stafford and Dibrell to escort the distin-

guished gentleman to a seat with the President.

Senator Dibrell offered the following:

Whereas, the painful news has just been received of the untimely death at the hands of the House committees of five Senate bills in one day; therefore be it

Resolved, that the door of the Senate chamber be draped with crape.

Ruled out of order.

Senator Bowser entered a motion to reconsider the vote by which the resolution offered by Senator Tillett on yesterday, to-wit:

"Resolved, that the Sergeant-at-Arms be and he is hereby directed to furnish the Assistant Sergeant-at-Arms with keys to the stationery room, and he is further directed to keep said stationery department accessible to Senators at all hours of the day between 9 o'clock a. m. and 10 o'clock p. m."

Was adopted.

Senator Atlee moved to adjourn to 3 p. m.

Senator Kerr moved to adjourn to 10 a. m. to-morrow.

The Senate adjourned to 10 a. m. to-morrow by the following vote:

Yeas—13.

Bailey.	Kerr.
Burns.	Lewis.
Darwin.	Neal.
Dibrell.	Presler.
Goss.	Rogers.
Gough.	Ross.
Greer.	

Nays—9.

Atlee.	Tillett.
Bowser.	Wayland.
Colquitt.	Yantis.
Stone.	Yett.
Terrell.	

Absent.

Beall.	Stafford.
Boren.	Turney.
Linn of Wharton.	

Excused.

Harrison.	Morriss.
Linn of Victoria.	Woods.

THIRTY-NINTH DAY.

Senate Chamber,

Austin, Tex., Thursday, March 4.

Senate met pursuant to adjournment.

Lieutenant-Governor Jester in the chair.

Roll called. Quorum present, the